

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
	:	Examiner: Diane D. Mizrahi
IKUO WATANABE ET AL.)	
	:	Art Unit: 2165
Application No.: 10/630,767)	
	:	Confirmation No.: 8460
Filed: July 31, 2003)	
	:	
For: INFORMATION PROCESSING)	
METHOD, INFORMATION	:	
PROCESSING APPARATUS,)	
INFORMATION PROCESSING	:	
SYSTEM, MULTIMEDIA)	
PRESENTATION SYSTEM, FILE	:	
UPDATE METHOD, MULTIMEDIA)	
PRESENTATION METHOD, AND	:	
STORAGE MEDIUM)	August 1, 2007

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND REQUEST FOR ISSUANCE OF
A NOTICE OF ALLOWANCE

Sir:

In response to the Office Action dated October 5, 2006, wherein the claims of the above-identified application were rejected solely on the basis of double patenting, a Terminal Disclaimer was filed, copy attached, on February 5, 2007. To date, although the sole rejection of the claims was overcome by the filing of that Terminal Disclaimer, a Notice of Allowance has still not issued.

On April 5, 2007, a first Request for the issuance of a Notice of Allowance was filed together with a Notice of Appeal. Now, after several telephone conferences with the Examiner, this second Request for the issuance of a Notice of Allowance is being filed, and

another telephone conference to the Examiner will be placed next week to answer any questions that may remain.

However, since the claims have already been examined and since the sole basis for rejecting the claims was double patenting, which rejection has been overcome by the filing of a Terminal Disclaimer, it is believed that the application is in condition for immediate allowance.

Applicants' undersigned attorney may be reached in our New York Office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address listed below.

Respectfully submitted,

/John A. Krause/
John A. Krause
Attorney for Applicants
Registration No. 24,613

FITZPATRICK, CELLA, HARPER & SCINTO
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New York, New York 10112-3801
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FCHS_WS 1484085v1

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PATENT APPLICATION

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PRESENTATION SYSTEM,	:	
FILE UPDATE METHOD,)	
MULTIMEDIA PRESENTATION	:	
METHOD, AND STORAGE)	
MEDIUM	:	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:


Your petitioner, Canon Kabushiki Kaisha, a corporation duly organized under the laws of Japan, having a principal office at 3-30-2, Shimomaruko, Ohta-ku, Tokyo, Japan, and duly represented by the undersigned, represents that it is the assignee of the full title and interest in and to the above-identified Application No. 10/630,767, filed July 31, 2003, which is a division of Application No. 09/438,974, filed November 12, 1999, now U.S. Patent No. 6,631,388, as evidenced by the deed of Assignment recorded on December 30, 1999 at Reel 010505, Frame 0928, during prosecution of Application No. 09/438,974.

Your petitioner hereby disclaims the terminal part of any patent granted on the above-identified Application No. 10/630,767 that would extend beyond the earliest expiration date of the full statutory term of U.S. Patent No. 6,631,388, as presently shortened by any terminal disclaimer, and hereby agrees that any patent so granted on the above-identified Application No. 10/630,767 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,631,388, this agreement to run with any patent granted on the above-identified Application No. 10/630,767 and to be binding upon the grantee, its successors or assigns.

Your petitioner does not disclaim any terminal part of any patent granted on the above-identified Application No. 10/630,767 prior to the expiration date of the full statutory term of U.S. Patent No. 6,631,388 as presently shortened by any terminal disclaimer, in the event that subsequent hereto U.S. Patent No. 6,631,388 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is the subject of any disclaimer under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true,
and that all statements made on information and belief are believed to be true; and further,
that these statements are made with the knowledge that willful false statements, and the
like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18
of the United States Code, and that such willful false statements may jeopardize the
validity of the application or any patent issuing thereon.

By: 

Nobuyoshi Tanaka, Ph.D.
Senior Managing Director
Group Executive
Corporate Intellectual Property
and Legal Headquarters
Canon Kabushiki Kaisha

Date: December 19, 2006

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